

MILITARY OBLIGATIONS OF CERTAIN PERSONS HAVING DUAL NATIONALITY

Exchange of notes at Paris February 25, 1948

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The American Ambassador to the Minister of Foreign Affairs

No. 125

EXCELLENCY:

I have the honor to inform you that the Government of the United States of America, desirous of resolving the difficulties which those persons who are nationals of both countries encounter as a result of their military obligations in our two countries, considers that it would be both desirable and opportune to conclude an agreement in the following terms:

1. It will be considered that citizens of the United States of America who are also French citizens have fulfilled their military obligations in France during the war of 1939–1945 if they have fulfilled the same obligations in the armed forces of the United States and can prove the fact by an official document from the United States authorities.

2. It will be considered that French citizens who are also citizens of the United States of America have fulfilled their military obligations to the United States during the war of 1939–1945 if they have fulfilled the same obligations in the French armed forces and can prove the fact by an official document from the French authorities.

3. Interested persons will be granted a period of two years from the date on which this agreement is concluded in which they may clarify their status by the production of the above-mentioned documents.

4. Each of the two governments will deliver to the citizens of the other government who have volunteered in its armed forces during the war of 1939–1945 a certificate designed to permit them to clarify their status in regard to their country.

¹ TIAS 1876, *post*, p. 1294.

5. The conditions under which any service rendered in the national interest during the war of 1939–1945 can be considered military service will be left to the joint decision of the two governments. A certificate specifying the nature of the services rendered will be delivered to the interested party when the question arises by the means provided in the preceding paragraphs.

6. The provisions of this present agreement in no way affect the legal position of interested parties in the matter of nationality.

7. The present agreement will become effective immediately, and will remain in effect until the expiration of the period of two years mentioned in paragraph 3.

If these proposals are agreeable to the French Government, this note and Your Excellency's reply to it will constitute the agreement between the two governments on this question.

Please accept, Excellency, the assurances of my highest and most distinguished consideration.

PARIS, *February 25, 1948*

JEFFERSON CAFFERY

His Excellency

M. GEORGES BIDAULT,
Minister for Foreign Affairs,
Paris

The Minister of Foreign Affairs to the American Ambassador

[TRANSLATION]

MR. AMBASSADOR:

I have the honor to inform you that the French Government, desirous of resolving the difficulties which those of our respective nationals who possess also the nationality of the other country encounter as a result of their military obligations in our two countries, considers it desirable and opportune to conclude an agreement on the following bases:

1. Nationals of the United States of America who also possess French nationality will be considered as having fulfilled their military obligations in France during the war of 1939–1945 if they have fulfilled the same obligations in the American armed forces and prove the fact by production of an official document from the American authorities.

2. French nationals who also possess American nationality will be considered as having fulfilled their military obligations to the United States during the war of 1939–1945 if they have fulfilled the same obligations in the French armed forces and prove the fact by production of an official document from the French authorities.

3. Interested persons will be granted a period of two years from the date on which this agreement becomes effective in order that they may regularize their status by the production of the above-mentioned certificate.

4. Each of the two governments will deliver to the nationals of the other government who have voluntarily enrolled in its armed forces during the war of 1939-1945 an official attestation designed to permit them to regularize their status in regard to their country.

5. The conditions under which any service rendered in the national interest during the war of 1939-1945 can be considered military service will be left to the joint estimation of the two governments. A certificate specifying the nature of the service rendered will be delivered to the interested party when the question arises, by the means provided in the preceding articles.

6. The provisions of the present agreement in no way affect the legal position of the interested parties in the matter of nationality.

7. The present agreement will become effective immediately, and will remain in effect until the expiration of the period of two years mentioned in article 3.

The present note and Your Excellency's reply, in the case where these proposals would have the agreement of the Government of the United States, will constitute the agreement between the two governments on the question.

Please accept, Mr. Ambassador, the assurances of my very high consideration.

PARIS, *February 25, 1948*

G. BIDAULT

His Excellency

The Honorable JEFFERSON CAFFERY
Ambassador of the United States of America
Paris.